



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

February 28, 2006

Thomas E. Arizumi, P.E., Chief
Environmental Management Division
State of Hawaii
Department of Health
P.O. Box 3378
Honolulu, HI 96801-3378

Dear Mr. Lau:

In response to your request of January 25, 2006, I am pleased to inform you that we are delegating to your agency authority to implement and enforce certain categories of New Source Performance Standards (NSPS). We have reviewed your request for delegation and have found your programs and procedures to be acceptable. This delegation includes authority for the following source category:

NSPS

**40CFR
Part 60
Subpart**

Large Municipal Waste Combustors
For Which Construction is Commenced
After September 20, 1994 or for Which
Modification or Reconstruction is
Commenced After June 19, 1996

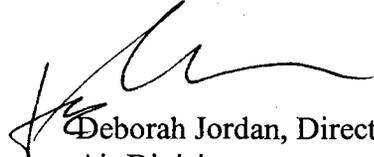
Eb

This delegation amends the NSPS agreement between the U.S. Environmental Protection Agency (EPA) and the Hawaii Department of Health (HDOH) dated August 15, 1983, and the amendments dated October 25 and December 18, 1984; March 18, 1985; September 30, 1986; January 27 and August 31, 1987; July 1 and November 7, 1988; March 8, 1989, September 25, 1992, May 21, 1993, November 5, 2004 and January 30, 2006. The agreement is amended by adding authority for NSPS Subpart Eb. A copy of the amended agreement is enclosed.

Acceptance of this delegation constitutes the State's agreement to follow all applicable provisions of 40 CFR Parts 60, including but not limited to use of EPA's test methods and continuous emission monitoring procedures. As of the effective date of this delegation, HDOH will have primary authority to enforce the above standards. EPA will retain independent enforcement authority, and will exercise such authority in a manner consistent with EPA's

"Timely and Appropriate Enforcement Response to Significant Air Pollution Violators" Guidance, and any revisions thereto, and our enforcement agreement. All notifications and reports required of sources by the above standards should be sent to the State, with a copy to our office. The delegation is effective upon the date of this letter unless the U.S. EPA receives written notice from you of any objections within 10 days of receipt of this letter. A notice of this delegated authority will be published in the Federal Register in the future.

Sincerely,



Deborah Jordan, Director
Air Division

Enclosure

cc: Wilfred K. Nagamine
Clean Air Branch

NSPS/NESHAPS Delegation Agreement

U.S. EPA and Hawaii Department of Health Services

Permits:

1. After the effective date of this Agreement, Authority to Construction permits issued by HDOH shall include appropriate provisions to ensure compliance with applicable NSPS. The categories of new or modified sources covered by this Agreement are:

- a. General Provisions, **Subpart A.**
- b. Fossil-Fuel Fired Steam Generators, **Subpart D.**
- c. Electric Utility Steam Generating Units for Which Construction is Commenced after September 18, 1978, **Subpart Da.**
- d. Industrial-Commercial-Institutional Steam Generating Units, **Subpart Db.**
- e. Small Industrial-Commercial-Institutional Steam Generating Units, **Subpart Dc.**
- f. Incinerators, **Subpart E.**
- g. Municipal Waste Combustors, **Subpart Ea.**
- h. Large Municipal Waste Combustors For Which Construction is Commenced After September 20, 1994 or for Which Modification or Reconstruction is Commenced After June 19, 1996, **Subpart Eb.**
- i. Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996, **Subpart Ec.**
- j. Portland Cement Plants, **Subpart F.**
- k. Asphalt Concrete Plants, **Subpart I.**
- l. Petroleum Refineries, **Subpart J.**
- m. Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978, **Subpart K.**
- n. Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984, **Subpart Ka.**
- o. Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced after July 23, 1984, **Subpart Kb.**
- p. Sewage Treatment Plants, **Subpart O.**

- q. Coal Preparation Plants, **Subpart Y**.
- r. Steel Plants: Electric Arc Furnaces Constructed after October 21, 1974 and on or before August 17, 1983, **Subpart AA**.
- s. Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed after August 17, 1983, **Subpart AAa**.
- t. Stationary Gas Turbines, **Subpart GG**.
- u. Equipment Leaks of Volatile Organic Compounds (VOC) in the Synthetic Organic Chemicals Manufacturing Industry (SOCMI), **Subpart VV**.
- v. Beverage Can Surface Coating Industry, **Subpart WW**.
- w. Bulk Gasoline Terminals, **Subpart XX**.
- x. Equipment Leaks of VOC in Petroleum Refineries, **Subpart GGG**.
- y. Petroleum Dry Cleaners, **Subpart JJJ**.
- z. VOC Emissions from SOCMI Distillation Operations, **Subpart NNN**.
- aa. Nonmetallic Mineral Processing Plants, **Subpart OOO**.
- bb. VOC Emissions from Petroleum Refinery Wastewater Systems, **Subpart QQQ**.
- cc. Calciners and Dryers in Mineral Industries, **Subpart UUU**.
- dd. Polymeric Coating of Supporting Substrates Facilities, **Subpart VVV**.
- ee. Municipal Solid Waste Landfills, **Subpart WWW**.
- ff. Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction Commenced After June 6, 2001, **Subpart AAAA**.
- gg. Commercial and Industrial Solid Waste Incineration Units for Which Construction is Commenced After November 30, 1999 or for Which Modification or Reconstruction is Commenced on or After June 1, 2001, **Subpart CCCC**.